

Date of Deposit: February 9, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit No. 2857

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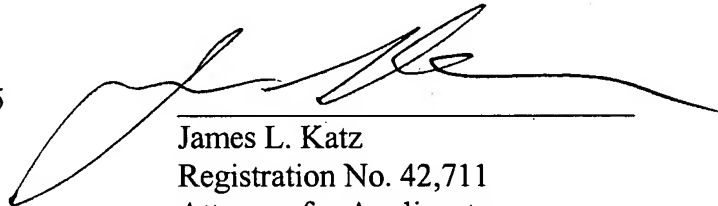
90/007,227. Applicants are requesting suspension of action in the above captioned case pending the outcome of the reexamination of U.S. Patent No. 6,751,563.

CONCLUSION

The Examiner is invited to call the undersigned if it would expedite the prosecution of this application.

Respectfully submitted,

Date: February 9, 2005

A handwritten signature in black ink, appearing to read 'James L. Katz', is written over a horizontal line.

James L. Katz
Registration No. 42,711
Attorney for Applicants

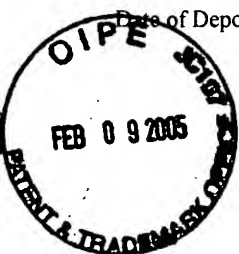
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BHGL Case No. 6270/131
(Client Ref. No. 300131)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Bryan J. Gilbert et al.

Serial No. 10/712,960

Filing Date: November 13, 2003

For INTELLIGENT ELECTRONIC
DEVICE HAVING NETWORK
ACCESS

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) Examiner: E. Raymond
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) Group Art Unit No. 2857
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RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a response to the Office Action of July 19, 2004 and the Supplemental Office Action of August 20, 2004. The Supplemental Office Action of August 20, 2004 corrects procedural errors but is otherwise substantially identical to the Office Action of July 19, 2004. Accordingly, please consider the following remarks.

In the Supplemental Office Action of August 20, 2004, the Examiner rejected Claims 1-45 and 50-55 under 35 U.S.C. § 112, second paragraph, as being indefinite. Further, Claims 1-55 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,627,759 ("Bearden et al.").

The rejections from the Supplemental Office Action of August 20, 2004 are discussed below in connection with the various claims. No new matter has been added. Reconsideration of the application is respectfully requested in light of the following remarks.

Claims 1-45 and 50-55 under 35 U.S.C. § 112, second paragraph, as being indefinite. These claims are substantially similar and, in particular with regards to claims 50-53, include claims which were copied from U.S. Patent No. 6,751,563 ("Spanier") for the purposes of interference. To the extent that these claims are indefinite, so are the claims of Spanier. Accordingly, Applicants submit that these claims are not indefinite. However, the question of their definiteness is being determined by re-examination.

Further, claims 1-55 were rejected under 35 U.S.C. § 102(b) as being anticipated by Bearden. These claims are substantially similar and, in particular with regards to claims 50-53, include claims which were copied from Spanier for the purposes of interference. To the extent that these claims are anticipated, so are the claims of Spanier. Accordingly, Applicants submit that these claims are not anticipated. However, the question of their anticipation is being determined by re-examination.

For at least these reasons, the pending claims are not indefinite and are not anticipated by Bearden et al. Accordingly, Applicants request that the Examiner withdraw these rejections of the pending claims.

REQUEST TO SUSPEND PROSECUTION

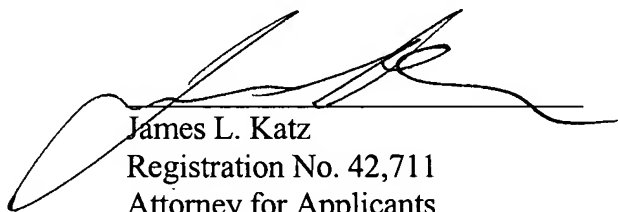
Applicants herein request that the Examiner consider and act upon Applicants' Request to Suspend Prosecution, included herewith, prior to issuing the next office action.

CONCLUSION

Each of the rejections in the Supplemental Office Action of August 20, 2004 has been addressed and no new matter has been added. Applicants submit that all of the pending claims are in condition for allowance and notice to this effect is respectfully requested. The Examiner is invited to call the undersigned if it would expedite the prosecution of this application.

Respectfully submitted,

Date: February 9, 2005



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